

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 26 2001

Returned to applicant for correction JUN 05 2001

Corrected application filed JUN 12 2001

Map filed JUN 12 2001

The applicant **York Family, LLC** hereby make application for permission to change the **Place of Use of a Portion** of water heretofore appropriated under **Truckee Carson Irrigation District Serial No. 531 United States of America v. Orr Ditch Co. in Equity A-3, Claim No. 3: United States of America v. Alpine Land and Reservoir Co., No. D-133 BRT: both in the federal District Court of Nevada.**

1. The source of water is **Truckee River & Carson River**
2. The amount of water to be changed **24.08 Acre Feet**
3. The water to be used for **as decreed**
4. The water heretofore permitted for **as decreed**
5. The water is to be diverted at the following point **Lahontan Dam being within the the SW¼-SE¼, Sec. 33, T.19N., R.26E., M.D.B.&M.**
6. The existing permitted point of diversion is located within
7. Proposed place of use **2.82 acres SE¼-SE¼ Sec. 23, and 4.06 acres SW¼-SW¼, Sec. 24, T.19N., R.28E., M..D.B.&M.**
8. Existing place of use **2.81 acres SW¼-SW¼, Sec. 24, and 4.07 acres NE¼-NE¼ Sec. 26, T.19N., R.28E., M.D.B.&M.**
9. Use will be from **as decreed**
10. Use was permitted from **as decreed**
11. Description of proposed works **dam, canal & ditches.**
12. Estimated cost of works **complete**
13. Estimated time required to construct works **complete**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks: **Water will be delivered to the proposed place of use via the "T" Lateral.**

By **Barry A. Fitzpatrick, agent**
s/Barry A. Fitzpatrick
137 Keddie Street
Fallon, NV 89406

Compared my/cmf lb/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 24.08 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

May 9, 2006

Proof of the application of water to beneficial use shall be filed on or before:

June 9, 2006

Map in support of proof of beneficial use shall be filed on or before:


June 9, 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 9th day of May, A.D. 2003


State Engineer

Completion of work filed June 25, 1998 under 62742

Proof of beneficial use filed MAY 05 2004

Cultural map filed _____

Certificate No. 16402 Issued SEP 03 2004